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CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
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BY _____

1 JOHN M. MCCOY III, Cal Bar. No. 166244
2 Email: mccoyj@sec.gov
3 FINOLA H. MANVELIAN, Cal. Bar No. 180681
4 Email: manvelianf@sec.gov
5 JESSICA R. PUATHASNANON, Cal. Bar No. 208074
6 Email: puathasnanonj@sec.gov
7 BERNARD B. SMYTH III, Cal. Bar No. 217741
8 Email: smythb@sec.gov

9
10 Attorneys for Plaintiff
11 Securities and Exchange Commission
12 Rosalind R. Tyson, Regional Director
13 Andrew G. Petillon, Associate Regional Director
14 5670 Wilshire Boulevard, 11th Floor
15 Los Angeles, California 90036
16 Telephone: (323) 965-3998
17 Facsimile: (323) 965-3908

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

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SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

NEWPOINT FINANCIAL SERVICES,
INC.; JOHN FARABI; GISSOU
RASTEGAR FARABI; and ELAHEH
AMOUEI,

Defendants,

and

TRIPLE "J" PLUS, LLC,

Relief Defendant.

Case No.

CV10 0124 DDP

(JEMx)

**DECLARATION OF SHARZAD
YAFTABADI IN SUPPORT OF *EX
PARTE* APPLICATION BY
PLAINTIFF SECURITIES AND
EXCHANGE COMMISSION FOR
TEMPORARY RESTRAINING
ORDER AND ORDERS: (1)
FREEZING ASSETS;
(2) APPOINTING A TEMPORARY
RECEIVER; (3) REQUIRING
ACCOUNTINGS; AND (4)
PROHIBITING THE DESTRUCTION
OF DOCUMENTS; AND ORDER TO
SHOW CAUSE RE PRELIMINARY
INJUNCTION AND APPOINTMENT
OF A PERMANENT RECEIVER**

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DECLARATION OF SHARHZAD YAFTABADI

2 I, Sharhzad Yaftabadi, pursuant to 28 U.S.C. § 1746, declare as follows:

3 1. I have personal knowledge of each of the matters set forth below and I
4 make this Declaration at the request of the United States Securities and Exchange
5 Commission.

6 2. I am 45 years old and reside in Thousand Oaks, California. I am
7 Iranian-American.

8 3. I first learned of NewPoint Financial Services several years ago on
9 John Farahi's radio program on the Iranian radio station, KIRN. In late 2008, I
10 called NewPoint Financial Services to set up an appointment to discuss investing
11 some of my money with Mr. Farahi and NewPoint Financial Services.

12 4. On November 13, 2008, I met Mr. Farahi at NewPoint Financial
13 Services' offices in Beverly Hills, California. He told me that NewPoint Financial
14 Services was making investments in trust deeds and government bonds. He told
15 me that I could put my money in the investment in trust deeds and receive a certain
16 percentage return in interest over a period of a certain number of years.
17 Alternatively, he said that I could put my money in the investment in government
18 bonds and get a return of 6% in interest over a one year period. Based on Mr.
19 Farahi's representations, I invested \$150,000.00 in NewPoint Financial Services'
20 government bonds investment.

21 5. To fund my investment, I wrote a check to NewPoint Financial
22 Services. Attached as Exhibit 1 is a copy of the check I provided. The signature
23 on the check is mine. The handwriting on the check is also mine, including the
24 notation in the memo section that the check was for a "Government Bond
25 investment."

26 6. Later, in December 2008, I increased my investment by \$130,000.00.
27 I provided the \$130,000.00 to NewPoint Financial Services in the form of a check
28 from my personal bank account. Attached as Exhibit 2 is a copy of the check I

1 provided. The signature on the check is mine. The handwriting on the check is
2 also mine, including the notation in the memo section that the check was for a
3 "Bond investment."

4 I declare under penalty of perjury under the laws of the United States of
5 America that the foregoing is true and correct.

6 Executed this 1 day of ~~August~~ September 2009 in Thousand Oaks, California.
7 First September

Shahzad Yaftabadi

Shahzad Yaftabadi

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Bank

DEPOSIT TICKET		FOR CLEAR COPY, PRESS FIRMLY	
DATE	Dec 15, 08	DOLLARS	CENTS
CURRENCY			
COINS			
CHECKS DRAWN	16-66-1220	130,000.00	
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		TOTAL	130,000.00
PLEASE BE SURE ALL ITEMS ARE PROPERLY ENDORSED			

NEW POINT FINANCIAL SERVICES
9701 WILSHIRE BLVD. STE 1112
BEVERLY HILLS, CA 90212

SUNWEST BANK

MILL STREET OFFICE
1101 CORPORATE BLVD.
RENO, NV 89502
775-856-8300

\$ 130,000.00

009

12/16/2008 \$130,000.00

Sharkzad Yastabadi

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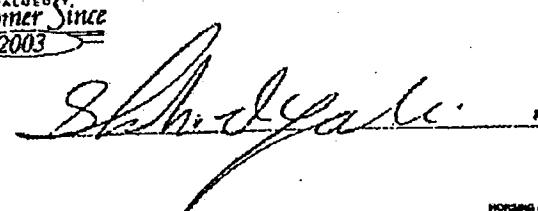
Date Dec 15/08

16-66-1220
429

Pay to the
Order of New Point Financial \$ 130,000.00

One hundred Thirty thousand Dollars Non-negotiable
Not transferable
Drawn on Bank

Bank of America 
Customer Since 2003

For Bank investment 

© Bank of America

12/16/2008 914 \$130,000.00

94-201/1224
63

TOTAL
ITEMS

CHECKS AND OTHER ITEMS
ARE RECEIVED FOR DEPOSIT
SUBJECT TO THE PROVISIONS
OF THE UNIFORM COMMER-
CIAL CODE AND APPROP-
PRIATE COLLECTION AGREEMENT.
DEPOSITS MAY NOT BE AVAIL-
ABLE FOR IMMEDIATE WITH-
DRAWAL.

Exhibit 1 Page 3

SEC-LA3663-Sunwest-05688